

der of business was suspended to take up for consideration at this time the following resolution:

H. C. R. No. 23, Relative to the Texas Legislature examining all proposed legislation relating to business, industry, and agriculture in terms of its effect upon the business climate of the State.

The resolution was read and was adopted.

House Concurrent Resolution 19 on Second Reading

On motion of Senator Reagan and by unanimous consent, the regular order of business was suspended to take up for consideration at this time the following resolution:

H. C. R. No. 19, Requesting further study by the Commission on Higher Education of the request by Del Mar College.

The resolution was read and was adopted.

Message from the House

Hall of the House of Representatives
Austin, Texas,
June 11, 1959.

Hon. Ben Ramsey, President of the Senate:

Sir: I am directed by the House to inform the Senate that the House has passed the following:

The House refused to concur in Senate amendments to H. B. No. 7 and has requested the appointment of a Conference Committee to consider the differences between the two Houses.

House has appointed the following Conference Committee on H. B. No. 7: Ramsey, Oliver, Kennard, Jamison and Cook.

The House refused to concur in Senate amendments to H. C. R. No. 17 and has requested the appointment of a Conference Committee to consider the differences between the two Houses.

House has appointed the following Conference Committee on H. C. R. No. 17: Lewis, Dungan, Preston, Thurman, and G. T. Wilson.

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Recess

On motion of Senator Hardeman the Senate at 4:45 o'clock p.m. took recess until 10:30 o'clock a.m. tomorrow.

NINTH DAY

(Continued)

(Friday, June 12, 1959)

After Recess

The Senate met at 10:30 o'clock a.m. and was called to order by the President.

Leaves of Absence

Senator Baker was granted leave of absence for today on account of important business on motion of Senator Phillips.

Senator Crump was granted leave of absence for today on account of important business on motion of Senator Kazen.

Senator Hazlewood was granted leave of absence for today on account of a death in the family on motion of Senator Aikin.

Presentation of Guests

Senator Krueger by unanimous consent presented the members of Boys' State present in the Senate to the Members of the Senate.

Senate Bill 20 on First Reading

By unanimous consent the following bill was introduced, read first time and referred to the committee indicated:

By Senator Bradshaw:

S. B. No. 20, A bill to be entitled "An Act validating, ratifying and confirming the organization of East Keechi Creek Water Control and Improvement District of Jack, Parker and Palo Pinto Counties, and of certain acts of its Board of Directors; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

Message from the Governor

The following message received from the Governor today was read and was filed with the Secretary of the Senate:

Austin, Texas,
June 12, 1959.

To the Members of the Fifty-sixth
Legislature, First Called Session:

I hereby submit as additional subjects for consideration in this First Called Session the following legislation:

1. Requirement of approval by the State Banking Commissioner before sale is made of majority control of any State Bank.

2. Emergency appropriation from funds donated to the Texas Industrial Commission, and any other emergency appropriations for other State agencies.

3. Approval of the Southern Interstate Nuclear Compact.

4. Transfer of funds due from the State Highway Department to A. & M. College for an agricultural experiment station in Smith County.

5. Authorizing State Board of Insurance additional time to move into new quarters.

6. Any local or general bills relating to game and fish laws; courts and district attorneys; water control and improvement districts; river authorities; school districts, including creation of new districts and elections; purchase of fire fighting equipment; rural fire prevention districts; regulation of small loans, corporate sureties and marriage licenses; dependent children; search warrants and procedures relating to private residences.

Respectfully submitted,
PRICE DANIEL,
Governor.

Message from the Governor

The following message received from the Governor today was read and was referred to the Committee on Nominations:

Austin, Texas,
June 12, 1959.

To the Senate of the Fifty-sixth
Legislature, First Called Session:

I ask the advice, consent and confirmation of the Senate with respect to the following appointment:

To be Commissioner of Labor Statistics, for a two-year term to expire January 31, 1961: J. E. (Ed) Lyles of Mart, McLennan County.

Respectfully submitted,
PRICE DANIEL,
Governor of Texas.

Report of Standing Committee

Senator Aikin submitted the following report:

Austin, Texas,
June 12, 1959.

Hon. Ben Ramsey, President of the Senate:

Sir: We, your Committee on Counties, Cities and Towns, to whom was referred S. B. No. 20, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Senate Bill 20 Ordered Not Printed

On motion of Senator Bradshaw and by unanimous consent S. B. No. 20 was ordered not printed.

Senate Bill 20 on Second Reading

Senator Bradshaw moved that Senate Rules, 32, 38 and 13 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 20 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Moffett
Bradshaw	Owen
Colson	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Herring	Rogers
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Nays—1

Hardeman

Absent

Moore Wood

Absent—Excused

Baker Hazlewood
Crump

The President then laid before the Senate on its second reading and

passage to engrossment the following bill:

S. B. No. 20, A bill to be entitled "An Act validating, ratifying and confirming the organization of East Keechi Creek Water Control and Improvement District of Jack, Parker and Palo Pinto Counties, and of certain acts of its Board of Directors; and declaring an emergency."

The bill was read the second time and was passed to engrossment.

(Senator Martin in the Chair.)

Senate Bill 20 on Third Reading

The Constitutional rule requiring bills to be read on three several days having been suspended, the President laid S. B. No. 20 before the Senate on its third reading and final passage.

The bill was read the third time and was passed by the following vote:

Yeas—25

Aikin	Moffett
Bradshaw	Owen
Colson	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Herring	Rogers
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Nays—1

Hardeman

Absent

Moore Wood

Absent—Excused

Baker Hazlewood
Crump

Resolutions Signed

The Presiding Officer announced the signing by the President in the presence of the Senate after the caption had been read, the following enrolled resolutions:

S. C. R. No. 5, Protesting Atomic Energy Commission plans to authorize disposal of atomic waste material in Gulf of Mexico.

S. C. R. No. 8, Relative to contract by Board of Control for operation of San Jacinto Museum of History Association.

Senate Bill 12 on Second Reading

On motion of Senator Aikin and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 12, A bill to be entitled "An Act amending Article 7094, Vernon's Civil Statutes of the State of Texas, as amended, to provide that the franchise tax imposed by Chapter 3, Title 122, of Vernon's Civil Statutes of Texas shall not apply to non-profit water supply or sewer service corporations; and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill 12 on Third Reading

Senator Aikin moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that S. B. No. 12 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Martin
Bradshaw	Moffett
Colson	Owen
Dies	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Herring	Rogers
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis

Absent

Moore Wood

Absent—Excused

Baker Hazlewood
Crump

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Martin
Bradshaw	Moffett
Colson	Owen
Dies	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Herring	Rogers
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis

Absent

Moore	Wood
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Absent—Excused

Baker	Hazlewood
Crump	

Senate Bill 21 on First Reading

Pursuant to the Emergency Message received from the Governor today the following local bill was introduced, read first time and referred to the committee indicated:

By Senator Gonzalez:

S. B. No. 21, A bill to be entitled "An Act amending Chapter 276, Acts of the 45th Legislature, 1937, as subsequently amended (Codified under Article 8280-119, Vernon's Annotated Civil Statutes of the State of Texas), by adding a new section providing for an auditor's report; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

House Concurrent Resolution 16 on Second Reading

Senator Reagan moved to suspend Senate Rules 32 and 38 and the regular order of business and take up H. C. R. No. 16 for consideration at this time.

The motion prevailed by the following vote:

Yeas—23

Aikin	Dies
Bradshaw	Fly
Colson	Fuller

Gonzalez	Phillips
Herring	Reagan
Hudson	Roberts
Kazen	Rogers
Krueger	Secrest
Lane	Smith
Moffett	Weinert
Owen	Willis
Parkhouse	

Nays—4

Hardeman	Moore
Martin	Ratliff

Absent

Wood

Absent—Excused

Baker	Hazlewood
Crump	

The Presiding Officer laid before the Senate:

H. C. R. No. 16, Granting consent necessary to the Congress and to the President of these United States to enable the creation and establishment of a national seashore area on a portion of Padre Island.

The resolution was read.

(Senator Fly in the Chair.)

Question on adoption of the resolution, yeas and nays were demanded.

The resolution was adopted by the following vote:

Yeas—19

Aikin	Moffett
Colson	Phillips
Dies	Reagan
Fuller	Roberts
Gonzalez	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	

Nays—6

Bradshaw	Owen
Hardeman	Parkhouse
Martin	Ratliff

Absent

Fly	Wood
Moore	

Absent—Excused

Baker	Hazlewood
Crump	

Report of Standing Committee

Senator Aikin by unanimous consent submitted the following report:

Austin, Texas,
June 12, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Cities, Counties and Towns, to whom was referred S. B. No. 21, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Senate Bill 22 on First Reading

Pursuant to the emergency message received from the Governor today, the following local bill was introduced, read first time and referred to the Committee indicated:

By Senator Dies:

S. B. No. 22, A bill to be entitled "An Act to diminish the civil jurisdiction of the County Courts of the counties of Sabine and San Augustine, Texas, and conform the jurisdiction of the First Judicial District Court to such change; to preserve the jurisdiction and power of the County Courts of the counties of Sabine and San Augustine over certain final judgments rendered prior to the passage of this Act; to require the County Clerks of the counties of Sabine and San Augustine to transmit all papers in pending civil cases to the District Court; and to continue in effect the filing date of papers previously filed in the County Courts in said pending cases; to repeal all laws in conflict herewith; and to declare an emergency."

To the Committee on Counties, Cities and Towns.

Report of Standing Committee

Senator Aikin by unanimous consent submitted the following report:

Austin, Texas,
June 12, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to whom was referred S. B. No. 22, have had the

same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Senate Bill 22 Ordered Not Printed

On motion of Senator Dies and by unanimous consent S. B. No. 22 was ordered not printed.

(Senator Aikin in the Chair.)

Senate Bill 22 on Second Reading

Senator Dies moved that Senate Rules 32, 13, 38 and regular order of business, and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 22 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Moffett
Bradshaw	Owen
Colson	Parkhouse
Dies	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Herring	Rogers
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent

Fly	Wood
Moore	

Absent—Excused

Baker	Hazlewood
Crump	

The Presiding Officer then laid before the Senate on its second reading and passage to engrossment the following bill:

S. B. No. 22, A bill to be entitled "An Act to diminish the civil jurisdiction of the county courts of the counties of Sabine and San Augustine, Texas, and conform the jurisdiction of the First Judicial District

Court to such change; to preserve the jurisdiction and power of the County Courts of the counties of Sabine and San Augustine over certain final judgments rendered prior to the passage of this act; to require the County Clerks of the counties of Sabine and San Augustine to transmit all papers in pending civil cases to the District Court; and to continue in effect the filing date of papers previously filed in the County Courts in said pending cases; to repeal all laws in conflict herewith; and to declare an emergency."

The bill was read the second time and was passed to engrossment.

Senate Bill 22 on Third Reading

The Constitutional Rule requiring bills to be read on three several days having been suspended the Presiding Officer laid S. B. No. 22 before the Senate on its third reading and final passage.

The bill was read the third time and was passed by the following vote:

Yeas—25

Aikin	Moffett
Bradshaw	Owen
Colson	Parkhouse
Dies	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Herring	Rogers
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent

Fly	Wood
Moore	

Absent—Excused

Baker	Hazlewood
Crump	

Senate Bill 21 Ordered Not Printed

On motion of Senator Gonzalez and by unanimous consent S. B. No. 21 was ordered not printed.

Senate Bill 21 on Second Reading

Senator Gonzalez moved that Senate Rules 32, 13 and 38 and regular

order of business, and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 21 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—21

Aikin	Moore
Bradshaw	Owen
Colson	Parkhouse
Dies	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Herring	Roberts
Hudson	Rogers
Kazen	Secrest
Krueger	Smith
Lane	

Nays—4

Fly	Martin
Hardeman	Weinert

Absent

Moffett	Wood
Willis	

Absent—Excused

Baker	Hazlewood
Crump	

The Presiding Officer then laid before the Senate on its second reading and passage to engrossment the following bill:

S. B. No. 21, A bill to be entitled "An Act amending Chapter 276, Acts of the 45th Legislature, 1937, as subsequently amended (Codified under Article 8280-119, Vernon's Annotated Civil Statutes of the State of Texas), by adding a new section providing for an auditor's report; and declaring an emergency."

The bill was read the second time and was passed to engrossment.

Senate Bill 21 on Third Reading

The Constitutional Rule requiring bills to be read on three several days having been suspended the Presiding Officer laid S. B. No. 21 before the Senate on its third reading and final passage.

The bill was read the third time

and was passed by the following vote:

Yeas—24

Aikin	Moffett
Bradshaw	Moore
Colson	Owen
Dies	Parkhouse
Fuller	Phillips
Gonzalez	Ratliff
Herring	Reagan
Hudson	Roberts
Kazen	Rogers
Krueger	Secrest
Lane	Smith
Martin	Willis

Nays—3

Fly	Weinert
Hardeman	

Absent

Wood

Absent—Excused

Baker	Hazlewood
Crump	

Senate Bill 23 on First Reading

By unanimous consent the following local bill was introduced, read first time and referred to the Committee indicated:

By Senators Fly and Reagan:

S. B. No. 23, A bill to be entitled "An Act permitting the hunting of ducks and geese with a shotgun only during the open season therefor upon that portion of the waters of Lake Corpus Christi which lie within San Patricio County; provided, however, there shall be no hunting within certain prescribed areas and directing the Texas Game and Fish Commission to erect markers defining the limits of such restricted areas; amending Chapter 225, Acts of the 47th Legislature, Regular Session, 1941, as amended, by adding thereto a new section to be known as Section 1b; and declaring an emergency."

To the Committee on Game and Fish.

Report of Standing Committee

Senator Krueger by unanimous consent submitted the following report:

Austin, Texas,
Juns 12, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred S. B. No. 23, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

KRUEGER, Chairman.

Senate Bill 23 Ordered Not Printed

On motion of Senator Fly and by unanimous consent S. B. No. 23 was ordered not printed.

Senate Bill 4 on Second Reading

On motion of Senator Parkhouse and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 4, A bill to be entitled "An Act applicable only in counties having a population in excess of 600,000; authorizing the creation of county building authorities to acquire, own and operate a public building to be used principally as a county courthouse; providing for governing bodies for such authorities; prescribing the powers and duties of such authorities and governing bodies; conferring certain powers upon counties; providing for payment of cost of preliminary plans and surveys; providing for the financing of the projects; enacting other provisions related to the subject; and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill 4 on Third Reading

Senator Parkhouse moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that S. B. No. 4 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Kazen
Colson	Krueger
Dies	Martin
Fly	Moffett
Fuller	Moore
Gonzalez	Owen
Hardeman	Parkhouse
Herring	Phillips
Hudson	Ratliff

Reagan	Smith
Roberts	Weinert
Rogers	Willis
Secrest	Wood

Nays—2

Bradshaw	Lane
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Absent—Excused

Baker	Hazlewood
Crump	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Senate Bill 23 on Second Reading

Senator Fly moved that Senate Rules 32, 38 and 13 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 23 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Moffett
Bradshaw	Moore
Colson	Owen
Dies	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Herring	Rogers
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	Wood

Absent—Excused

Baker	Hazlewood
Crump	

The Presiding Officer then laid before the Senate on its second reading and passage to engrossment the following bill:

S. B. No. 23, A bill to be entitled "An Act permitting the hunting of ducks and geese with a shotgun only during the open season therefor upon that portion of the waters of Lake Corpus Christi which lie within San Patricio County; provided, however, there shall be no hunting within cer-

tain prescribed areas and directing the Texas Game and Fish Commission to erect markers defining the limits of such restricted areas; amending Chapter 225, Acts of the 47th Legislature, Regular Session, 1941, as amended, by adding thereto a new section to be known as Section 1b; and declaring an emergency."

The bill was read the second time and was passed to engrossment.

Senate Bill 23 on Third Reading

The Constitutional Rule requiring bills to be read on three several days having been suspended the Presiding Officer laid S. B. No. 23 before the Senate on its third reading and final passage.

The bill was read the third time and was passed.

House Concurrent Resolution 24 on Second Reading

The Presiding Officer (Senator Aikin in the Chair) laid before the Senate as postponed business H. C. R. No. 24 on its second reading. (The resolution having been read the second time on yesterday and postponed until today following the Morning Call.)

Question—Shall H. C. R. No. 24 be adopted?

Senator Kazen moved that H. C. R. No. 24 be referred to a committee for further study.

Question—Shall H. C. R. No. 24 be referred to State Affairs Committee for further consideration?

Senate Resolution 102

Senator Willis offered the following resolution:

Whereas, We are honored today to have as visitors in the Senate the Texas Boys Choir of Fort Worth, Texas, accompanied by their Director, Mr. George Bragg; and

Whereas, We desire to welcome these distinguished visitors to the Capitol Building and Capital City; now, therefore, be it

Resolved, That their presence be recognized by the Senate of Texas and that they be extended the official welcome of the Senate, and that this fine choir be invited to sing to the Senate.

The resolution was read and was adopted.

The Choir was invited to enter the Senate Chamber.

Senator Willis presented Mr. Bragg and the Choir rendered two selections for the pleasure of the Senate.

Senator Willis then expressed the appreciation of the Members of the Senate to Mr. Bragg and the Members of the Choir.

Adjournment

On motion of Senator Hardeman the Senate at 11:57 o'clock a.m. adjourned until 10:00 o'clock a.m. on Monday, June 15, 1959.

Record of Votes

Senator Colson, Owen and Willis asked to be recorded as voting "nay" on the motion to adjourn.

TENTH DAY

(Monday, June 15, 1959)

The Senate met at 10:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation as follows:

"Holy Father, as Thou didst change the darkness of the night into the light of a new day, so we pray that Thou wilt change these dark and disappointing days into the light of Thy presence. Give us faith for our fears; hope in despair; comfort for our sor-

rows; and strength sufficient for our task. For Christ's sake. Amen."

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Friday, June 12, 1959, was dispensed with and the Journal was approved.

Senate Resolution 105

Senator Krueger offered the following resolution:

Whereas, The Fifteenth Session of Blue Bonnet Girls State sponsored by the American Legion Auxiliary, Department of Texas, is now in session at the Texas School for the Blind, Austin, Texas; and

Whereas, The election of the State Officials of Blue Bonnet Girls State was held Sunday, June 14, 1959; and

Whereas, Linda Selk of El Campo, Texas, was elected Lieutenant Governor of the Fifteenth Session of Blue Bonnet Girls State; now, therefore, be it

Resolved, By the Senate of the State that congratulations be extended to Lieutenant Governor Selk, her State Officials and all of the citizens of Blue Bonnet Girls State who are today visiting the State Capitol for the purpose of inaugurating the State Officials and visiting the House of Representatives and the Senate of the State of Texas.

The resolution was read and was adopted.

Senate Resolution 106

Senator Baker offered the following resolution:

Whereas, The Fifteenth Session of Blue Bonnet Girls State sponsored by the American Legion Auxiliary, Department of Texas, is now in session at the Texas School for the Blind, Austin, Texas; and

Whereas, the election of the State Officials of Blue Bonnet Girls State was held Sunday, June 14, 1959; and

Whereas, Virginia Mead of Houston, Texas, was elected Governor of the Fifteenth Session of Blue Bonnet Girls State; now, therefore, be it

Resolved, By the Senate of the State of Texas that congratulations be extended to Governor Mead, her State Officials and all of the citizens of Blue Bonnet Girls State who are today visiting the State Capitol for the purpose of inaugurating the State Officials and visiting the House of